

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC 30 2003

Returned to applicant for correction JAN 28 2004

Corrected application filed FEB 04 2004

Map filed NOV 02 1995 under 61572

The applicant **Dayton Valley Enterprises of Nevada**, hereby make application for permission to change the **place of use of portion** water heretofore appropriated under **61572**

1. The source of water is **underground**
2. The amount of water to be changed **80 Ac/Ft**
3. The water to be used for **irrigation and domestic**
4. The water heretofore permitted for **same as above**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ -SE $\frac{1}{4}$ -Sec 18 T 17N R23E MDB&M or at a point from which SE corner of said Section 18 bears S 21° 55' 30" E a distance of 535.3'**
6. The existing permitted point of diversion is located within **same**
7. Proposed place of use **SE $\frac{1}{4}$ -SE $\frac{1}{4}$ - Sec 18 T 17N R 23E M.D.B.&M. and NE $\frac{1}{4}$ -SE $\frac{1}{4}$ Sec 18 T 17N R 23E, M.D.B.&M.**
8. Existing place of use **19.36 acres of NW $\frac{1}{4}$ - SE $\frac{1}{4}$ and 0.64 ac within NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sect. 17 T. 17N, R 23E MDB&M., total of 20.0 acres.**
9. Use will be from **Jan 1 to Dec 31** of each year.
10. Use was permitted from **Jan 1 to Dec 31** of each year.
11. Description of proposed works **existing well**
12. Estimated cost of works **0**
13. Estimated time required to construct works **0**
14. Estimated time required to complete the application of water to beneficial use **0**
15. Remarks: **Irrigating new portion of land for crop rotation following older sections of land = 20 ac. Reference water right Map 61572**

By **s/Cary Yamamoto Cary Yamamoto Dayton Valley Turf**
P.O. Box 70520
Reno, NV 89570

Compared ag/ cmf ag/ cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 61572 is issued subject to the terms and conditions imposed in said Permit 61572 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit and Permit 61572, and Temporary Permit 70140-T allows for the irrigation of 47.16 acres within the E $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, T.17N., R.23E., M.D.B.&M.

The total combined duty of water under Permits 27817, Certificate 9178; Permit 31042, Certificate 9185; 61572; 70713-T and 71040-T shall not exceed 719.84 acre-feet annually.

The issuance of this temporary permit eliminates the irrigation of 19.36 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 0.64 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 17, T.17N., R.23E., M.D.B.&M. under Permit 27817, Certificate 9178 and Permit 31042, Certificate 9185.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **April 27, 2005** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.15 cubic feet per second, **but not to exceed 80.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 28th day of April, A.D. 2004



State Engineer.

EXPIRED

DATE APR 27, 2005 